IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 3RD JANUARY 2007 / 13TH PAUSHA 1928

SA.No. 395 of 2001()

AS.170/1993 of II ADDL. DISTRICT COURT, TRIVANDRUM
OS.1311/1989 of II ADDL.M.C.,TRIVANDRUM

.....

APPELLANTS/RESPONDENTS/PLAINTIFFS:

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1. RAJAMOHANAN NAIR S/O.PARAMESWARAN PILLAI,
   T.C.15/881/1, ROSA COTTAGE,
   EDAPPAZHANJI, ANCHAMADA VILLAGE,
   NOW RESIDING AT KAVUVILAKATHU MURI,
   ANCHAMADA VILLAGE, THIRUVANANTHAPURAM.

2. CHANDRIKA DEVI, D/O. RETNAMMA,
   RESIDING AT ROSA COTTAGE, T.C.15/881, -DO- -DO-.

3. SANJEEV, S/O. CHANDRIKA DEVI -DO- -DO-.

4. RAJEEV S/O. CHANDRIKA DEVI -DO- -DO-.

5. VASANTHA DEVI D/O.RETNAMMA, ROSA COTTAGE,
   EDAPPAZHANJI, ANCHAMADA, THIRUVANANTHAPURAM.

6. MRIDULA D/O. VASANTHA DEVI (MINOR) OF -DO- -DO-.

7. MAHESH, S/O. VASANTHA DEVI (MINOR) OF -DO- -DO-.

   (MINOR APPELLANTS 6 AND 7 ARE REPRESENTED BY THEIR MOTHER
   AND GUARDIAN, THE 5TH APPELLANT).

BY ADV.SRI.P.PUSHPARAJAN.

RESPONDENTS/APPELLANTS/DEFENDANTS:
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1. RETNAMMA D/O. KAMAKSHY AMMA, T.C.15/887,
   ROSA COTTAGE, COTTON HILLL, THIRUVANTHAPURAM.

2. JAYAMOHAN NAIR S/O.PARAMESWARAN PILLAI OF -DO- -DO-.

3. SHAILAJA DEVI, D/O. RETNAMMA -DO- -DO-.

4. GANESH S/O. SHAILAJA DEVI (MINOR) OF -DO- -DO-.

   (MINOR 4TH RESPONDENT REPRESENTED BY HIS MOTHER AND
   GUARDIAN, THE 3RD RESPONDENT).

BY ADV. SRI.L.MOHANAN
SMT.LIGEY ANTONY
SRI.K.SURENDRA MOHAN
SRI.T.K.RAJESHKUMAR

THIS SECOND APPEAL HAVING BEEN FINALLY HEARD ALONG WITH THE CROSS OBJECTION ON 03/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P.897 OF 2001 IN S.A.395 OF 2001

DISMISSED.

3-1-2006. SD/- THOTTATHIL B. RADHAKRISHNAN, JUDGE.

-TRUE COPY-

P.A. TO JUDGE.

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 3RD JANUARY 2007 / 13TH PAUSHA 1928

CROSS OBJECTION IN SA.No. 395 of 2001()

AS.170/1993 of II ADDL. DISTRICT COURT, TRIVANDRUM
OS.1311/1989 of II ADDL.M.C.,TRIVANDRUM

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CROSS APPELLANTS/RESPONDENTS 1 TO 4:

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1. RETNAMMA D/O. KAMAKSHY AMMA, T.C.15/887,
   ROSA COTTAGE, COTTON HILLL, THIRUVANTHAPURAM.

2. JAYAMOHAN NAIR S/O.PARAMESWARAN PILLAI OF -DO- -DO-.

3. SHAILAJA DEVI, D/O. RETNAMMA -DO- -DO-.

4. GANESH S/O. SHAILAJA DEVI (MINOR) OF -DO- -DO-
   REP. BY MOTHER AND GUARDIAN, THE 3RD APPELLANT.

BY ADV. SRI.L.MOHANAN
SMT.LIGEY ANTONY
SRI.K.SURENDRA MOHAN
SRI.T.K.RAJESHKUMAR

RESPONDENTS/APPELLANTS 1 TO 7:

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1. RAJAMOHANAN NAIR S/O.PARAMESWARAN PILLAI,
   T.C.15/881/1, ROSA COTTAGE,
   EDAPPAZHANJI, ANCHAMADA VILLAGE,
   NOW RESIDING AT KAVUVILAKATHU MURI,
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4. RAJEEV S/O. CHANDRIKA DEVI -DO- -DO-.

5. VASANTHA DEVI D/O.RETNAMMA, ROSA COTTAGE,
EDAPPAZHANJI, ANCHAMADA, THIRUVANANTHAPURAM.

6. MRIDULA D/O. VASANTHA DEVI (MINOR) OF -DO- -DO-.

7. MAHESH, S/O. VASANTHA DEVI (MINOR) OF -DO- -DO-.

(MINOR R6 & 7 REPRESENTED BY THEIR MOTHER
AND GUARDIAN, THE 5TH RESPONDENT).

THIS CROSS OBJECTION HAVING BEEN FINALLY HEARD ALONG WITH THE SECOND APPEAL ON 03/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Thottathil B. Radhakrishnan, J.

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S.A.395 OF 2001 & CROSS OBJECTION &
I.A.No.2873 of 2006

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Dated this the 3rd day of January, 2007.

JUDGMENT

The compromise petition filed is perused, heard and recorded. The decree passed by the courts below will stand vacated and a decree is passed in terms of the compromise.

Thottathil B.Radhakrishnan,
Judge.

sl.

Thottathil B. Radhakrishnan, J.

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S.A.395 OF 2001 & CROSS OBJECTION
& I.A.No.2873 of 2006

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JUDGMENT

Dated:3-1-2007.